GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services Cooperation Department - Departmental Proceedings under Rule 9 of the Andhra Pradesh revised Pension Rules against Sri Lahori Tolichya, the then Divisional Cooperative Officer, Nuzvid and Deputy Registrar of Cooperative Societies(Retired) - Article of Charge – Orders – Issued.

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AGRICULTURE & COOPERATION(VIG.II)DEPARTMENT

G.O.RT.No. 404 Dated: 06-07-2021

G.O.Ms.No.38, Agri. & Coop.(VIG.II) Dept., dated:06-07-2021.

O R D E R:

In pursuance of the sanction accorded by the Government in the reference read above, under Sub-Clause (i) of clause (b) of Sub-Rule (2) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 read with Finance Department Circular Memo No.993083/Fin01-HROCL/9/2019-HR-III, dated:15-03-2020 for initiating departmental proceedings against Sri Lahori Tolichya, the then Divisional Cooperative Officer, Nuzvid and Deputy Registrar of Cooperative Societies(Retired), it is considered necessary to hold an inquiry against the said Sri Lahori Tolichya, the then Divisional Cooperative Officer, Nuzvid and Deputy Registrar of Cooperative Societies(Retired) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services(Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I & II). A list of documents by which, and a list of witnesses by whom, the article of charge are proposed to be sustained are also enclosed (Annexure III & IV). Copies of the documents cited in Annexure-III are also communicated herewith to the Charged Officer. Other witness and documents will also be cited and examined if necessary in addition to the witnesses and documents already cited in Annexure III & IV.

3. Sri Lahori Tolichya, the then Divisional Cooperative Officer, Nuzvid and Deputy Registrar of Cooperative Societies(Retired) is directed to appear before the disciplinary authority within 10 days of the receipt of this charge memo and submit written statement of his defense and also to state whether he desired to be heard in person.

4. He is informed that an inquiry will be held only in respect of that article of charge as is not admitted. He should, therefore specifically admit or deny each article of charge.

5. Sri Lahori Tolichya, the then Divisional Cooperative Officer, Nuzvid and Deputy Registrar of Cooperative Societies(Retired) is further informed that, if he does not submit his written statement of defense on or before the date specified in para 3 above, or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provisions of Rule 20 of the Andhra Pradesh Civil Services(Classification, Control & Appeal) Rules 1991, or the orders / directions issued in pursuance of the said rules / further action will be processed based on the material evidence.

6. Sri Lahori Tolichya, the then Divisional Cooperative Officer, Nuzvid and Deputy Registrar of Cooperative Societies(Retired) is informed that Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 stipulates that under

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no circumstances Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that the said Sri Lahori Tolichya, the then Divisional Cooperative Officer, Nuzvid and Deputy Registrar of Cooperative Societies(Retired) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

Y MADHUSUDHANA REDDY, IFS,
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri Lahori Tolichya, the then Divisional Cooperative Officer, Nuzvid and Deputy Registrar of Cooperative Societies(Retired) (Through: The Commissioner for Cooperation & Registrar of Cooperative Societies, AP, Guntur)
Copy to:
The Commissioner for Cooperation & Registrar of Cooperative Societies, A.P. Guntur (with a request to serve the Charge Memo to the Charged Officer and furnish the dated acknowledgement from him)
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER

[Annexure to G.O.Rt.No.404, A&C(Vig.II) Dept., Dt:06.07.2021]

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGE FRAMED AGAINST SRI LAHORI TOLICHYA, THE THEN DIVISIONAL COOPERATIVE OFFICER, NUZVID AND DEPUTY REGISTRAR OF COOPERATIVE SOCIETIES (RETIRED) UNDER RULE 20 OF ANDHRA PRADESH CIVIL SERVICES(CLASSIFICATION, CONTROL & APPEAL) RULES, 1991.

Article of Charge:

"That Sri Lahori Tolichya, the then Divisional Cooperative Officer, Nuzvid and Deputy Registrar of Cooperative Societies(Retired) has conducted elections to the Cooperative Societies in the year 2013 in Nuzivid division of Krishna District and committed irregularities by misappropriation of election funds. Hence, the charge".

Y MADHUSUDHANA REDDY, IFS,
PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOR IN SUPPORT OF ARTICLE OF CHARGE FRAMED AGAINST SRI LAHORI TOLICHYA, THE THEN DIVISIONAL COOPERATIVE OFFICER, NUZVID AND DEPUTY REGISTRAR OF COOPERATIVE SOCIETIES (RETIRED).

Basis of the charge:-

As per Vigilance Report No.38(C.No.876 V&E/D2/2013), dated:15-04-2019 of the Director General, Vigilance & Enforcement Department and the Government Memo. No.AGCO1-COOP/138/2019-(VIG-II) of Agriculture & Cooperation(VIG.II) Department, dated:03-09-2019, Sri Lahori Tolichya, the then Divisional Cooperative Officer, Nuzvid and Deputy Registrar of Cooperative Societies(Retired) has committed the following irregularities for Rs.23,61,007/-.

a. Misappropriated an election fund of Rs.11,32,605/- in the name of buses/cars/autos hire charges without maintaining any log books in support of hiring and without permission;

b. Paid an amount of Rs.5,55,815/- as remuneration to the office staff on election duty and incurred Rs.1,21,237/- for purchasing office furniture and electronic goods irregularly;

c. Misappropriated election fund of Rs.5,51,350/- in the name of hire charges on five buses and 19 other vehicles which are motor cycles/fake vehicles.

2. In the report, the Vigilance authorities have recommended for recovery of Rs.5,51,350/- along with penal interest from Sri Lahori Tolichya, the then Divisional Cooperative Officer, Nuzvid and Deputy Registrar of Cooperative Societies(Retired).

Y MADHUSUDHANA REDDY, IFS,
PRINCIPAL SECRETARY TO GOVERNMENT

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[Annexure to G.O.Rt.No.404, A&C(Vig.II) Dept., Dt:06.07.2021]

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE FRAMED AGAINST SRI LAHORI TOLICHYA, THE THEN DIVISIONAL COOPERATIVE OFFICER, NUZVID AND DEPUTY REGISTRAR OF COOPERATIVE SOCIETIES(RETIRED) ARE PROPOSED TO BE SUSTAINED.

1. Govt. Memo No.AGCO1-COOP/138/2019-(VIG-II) of Agriculture & Cooperation(VIG.II) Department, dated:03-09-2019 along with Vigilance Report No.38(C.No.876 V&E/D2/2013), dated:15-04-2019 of the Director General, Vigilance & Enforcement Department.

Y MADHUSUDHANA REDDY, IFS,
PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE-IV

LIST OF WITNESSES BY WHOM THE ARTICLE OF CHARGE FRAMED AGAINST SRI L.TOLICHYA, THE THEN DIVISIONAL COOPERATIVE OFFICER, NUZVID AND DEPUTY REGISTRAR OF COOPERATIVE SOCIETIES(RETIRED) ARE PROPOSED TO BE SUSTAINED.

-NIL-

Y MADHUSUDHANA REDDY
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER